

Patent
Attorney Docket: 816020-100048-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Inventor: Douglas S. Cali

Serial No.: 10/680,567

Filed: October 6, 2003

For: Minimally Invasive Valve Replacement
System

)
) **Group Art Unit: 3738**

)
) **Examiner: To be assigned**

)
) **Customer No.: 34026**

)
) **Confirmation No.: 4136**

)
) **Docket No.: 816020-100048-US**
)

TRANSMITTAL OF MISSING PARTS

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I. **DOCUMENTS ENCLOSED:**

In response to the **NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION** filed under 37 CFR § 1.53(b), which was mailed by the Patent Office on December 17, 2004, enclosed are:

☒ Declaration and Power of Attorney

☐ Substitute Drawings Sheet

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

12/29/04
Date of Deposit
LAI-2168517v1
816020 - 100048

Vichai Mittongtare
Name of Person Mailing Paper


Signature of Person Mailing Paper

- ☒ A copy of the Notice to File Missing Parts of Nonprovisional Application under 37 CFR § 1.53(b)

II. REQUEST FOR EXTENSION OF TIME:

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply.

- ☐ Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input type="checkbox"/> one month	\$55.00	\$110.00
<input type="checkbox"/> two months	\$210.00	\$420.00
<input type="checkbox"/> three months	\$475.00	\$950.00
<input type="checkbox"/> four months	\$740.00	\$1,480.00
<input type="checkbox"/> five months	\$1,005.00	\$2,010.00

Fee \$0.00

- ☐ If any extension fee is required, please consider this a petition therefor.

III. FILING FEES

- ☒ Applicants claim small entity status pursuant to 37 CFR 1.27.

BASIC FILING FEE:			\$790.00
Surcharge 37 CFR § 1.16(e)	\$130	(if applicable) <input checked="" type="checkbox"/>	\$130.00
Total Claims 37 CFR § 1.16(c)			\$0.00
Independent Claims 37 CFR § 1.16(b)			
Multiple Dependent Claims	\$290	(if applicable) <input type="checkbox"/>	
TOTAL OF ABOVE CALCULATIONS			\$920.00
Reduction by ½ for Filing by Small Entity		<input checked="" type="checkbox"/>	\$460.00
Extension of Time (from above)			\$0.00
Assignment -- \$40 (if applicable)		<input type="checkbox"/>	\$0.00
TOTAL FEES SUBMITTED HERewith			\$460.00

IV. METHOD OF PAYMENT OF FEES:


- ☐ A check in the amount of _____ is enclosed to cover the above fee(s).
- ☒ Charge Jones Day's Deposit Account No. **50-2468** in the amount of **\$460.00**.

☒ The Commissioner is authorized to charge Jones Day's Deposit Account No. **50-2468** for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account No. **50-2468**.

Respectfully submitted,

JONES DAY

Dated: 12/29/04

By: 
Michelle C. Kim
Reg. No. 51,881

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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APPLICATION NUMBER	FILING OR 371 DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/680,567	JAN 04 2005 10/06/2003	Douglas Cali	816020-100048-US

CONFIRMATION NO. 4136

34026
JONES DAY
555 WEST FIFTH STREET, SUITE 4600
LOS ANGELES, CA 90013-1025

FORMALITIES LETTER



OC000000014784010

Date Mailed: 12/17/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 395 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:Total additional fee(s) required for this application is **\$460** for a Small Entity

- **\$395** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
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Alexandria VA 22313-1450

01/06/2005 AWONDAF1 00000053 502468 10680567

01 FC:2001 395.00 DA
02 FC:2051 65.00 DA

A copy of this notice MUST be returned with the reply.

B. Habtemichael

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE